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IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 13851 of 2004

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1. Raben Singh @ Ravendra Singh
2. Diwan Singh, Both sons of late Satai Singh
3. Sawani Devi
4. Hagri Devi
5. Chaiti Devi
6. Budho Devi
7. Sudho Devi
8. Bhutri Devi, All daughters of late Satai Singh

All residents of village Mailkugach, Police Station Galgalia, District Kishanganj.

.... Petitioners

Versus

1. The State of Bihar
2. The Subdivisional Officer, Kishanganj
3. The Circle Officer Thakurganj, Distt. Kishanganj
4. The Circle Inspector, Thakurganj, Distt. Kishanganj
5. The Halka Karamchari, Thakurganj, District Kishanganj
6. Devendra Singh, son of late Bandi Singh
7. Muk Lal Singh
8. Suklal Singh, Both sons of late Sadak Singh
9. Sarwati, daughter of late Sadak Singh

Nos. 6 to 9 are residents of village Mailkugach, Police Station Galgalia, District Kishanganj.

.... Respondents

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Appearance :
For the Petitioner/s : Mr. Md.Qumrul Hoda
Mr. Md.Mehar Iqbal
Mr. Firoz Ahmad

For the Respondent/s : Mr. (GP-26)
Mr. Arun Prasad Ambastha
Mr. Rajiv Ranjan
Mr. Rupesh Ranjan
Mr. Ravindra Kumar Choudhary

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

7. 20-03-2013 Heard learned counsel for the petitioner, learned A.C. to Government Pleader No. 26 as well as Sri Arun

Prasad Ambastha, learned counsel appearing on behalf of private respondents.

The present writ petition is in relation to a dispute under Section 48 D of the Bihar Tenancy Act, 1885.

Learned counsel for the petitioner again wanted to get adjournment on the plea of filing reply to the counter affidavit. Counter affidavit in this case was filed by respondent no. 6 in the year 2008 and thereafter, on three occasions, the case was got adjourned, as per instance of the petitioner. In any event, since for adjudicating such dispute, an appropriate forum has already been constituted, as Land Tribunal under Bihar Land Tribunal Act, 2009 (in short 'Act'), in all fairness, it would be appropriate for directing to transfer the record to the Tribunal, as per provisions contained in Section 15 of the Act.

Accordingly, the Registry is directed to transmit the record of the case to the Tribunal forthwith.

(Rakesh Kumar, J.)

Anay